

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION**

RUSSELL, et al.)	
)	
Plaintiffs,)	
)	
v.)	Case No. 4:19-cv-00226
)	(Class Action)
HARRIS COUNTY, TEXAS, et al.)	The Honorable Lee H. Rosenthal
)	U.S. District Judge
Defendants.)	
)	

MOTION FOR LEAVE TO FILE SURREPLY

The State Intervenor and the Felony Judges represented by the Attorney General filed Reply Briefs in support of their Motions to Dismiss on Friday, September 25, 2020. Dkt. 292; Dkt. 293. Those briefs are replete with wrong and misleading factual assertions, mischaracterizations of Plaintiffs' allegations, and analysis of cases they did not cite in their opening briefs, and which Plaintiffs therefore have not had an opportunity to respond to.

In the interest of using the Court's and the parties' time efficiently during oral argument on Monday, October 5, Plaintiffs respectfully request permission to file a Surreply by Friday, October 2, not to exceed 10 pages. The Sheriff, Harris County, and Judges Gray, Lacayo, Warren, and Silverman are unopposed. The State Intervenor and the Felony Judges represented by the Attorney General's Office are opposed.

Date: September 28, 2020

Respectfully Submitted,

/s/ Alec Karakatsanis

/s/ Neal S. Manne

/s/ Elizabeth Rossi

Neal S. Manne

Alec George Karakatsanis (*Pro Hac Vice*)

Texas Bar No. 12937980

alec@civilrightscorps.org

nmanne@susmangodfrey.com

Elizabeth Rossi (*Pro Hac Vice*)

Lexie G. White

elizabeth@civilrightscorps.org

Texas Bar No. 24048876

Civil Rights Corps
1601 Connecticut Ave NW, Suite 800
Washington, DC 20009
Telephone: (202) 681-2721

/s/ Liyah Brown

Mimi Marziani (*Pro Hac Vice*)
Texas State Bar No. 24091906
mimi@texascivilrightsproject.org
Liyah Brown (*Pro Hac Vice*)
D.C. Bar No. 500149
liyah@texascivilrightsproject.org
Peter Steffensen
Texas State Bar No. 24106464
Southern District No. 3327006
peter@texascivilrightsproject.org
Texas Civil Rights Project
2202 Alabama Street
Houston, TX 77004
Telephone: 512-474-5073 ext. 118

lwhite@susmangodfrey.com
Joseph S. Grinstein
Texas Bar No. 24002188
jgrinstein@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1000 Louisiana Street, Suite 5100
Houston, Texas 77002
Telephone: (713) 651-9366
Facsimile: (713) 654-6666

/s/ Michael Gervais

Michael Gervais (*Pro Hac Vice*)
mgervais@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1900 Avenue of the Stars, #1400
Los Angeles, CA 90067
Telephone: (310) 789-3100

CERTIFICATE OF SERVICE

I certify that on September 28, 2020 a true and correct copy of this document properly was served on counsel of record via electronic filing in accordance with the USDC, Southern District of Texas Procedures for Electronic Filing.

/s/ Elizabeth Rossi

Elizabeth Rossi